

Matthew I. Knepper, Esq.  
Nevada Bar No. 12796  
Miles N. Clark, Esq.  
Nevada Bar No. 13848  
KNEPPER & CLARK LLC  
10040 W. Cheyenne Ave., Suite 170-109  
Las Vegas, NV 89129  
Phone: (702) 825-6060  
Fax: (702) 447-8048  
Email: matthew.knepper@knepperclark.com  
Email: miles.clark@knepperclark.com

David H. Krieger, Esq.  
Nevada Bar No. 9086  
HAINES & KRIEGER, LLC  
8985 S. Eastern Ave., Suite 350  
Henderson, NV 89123  
Phone: (702) 880-5554  
Fax: (702) 385-5518  
Email: dkrieger@hainesandkrieger.com

*Attorneys for Plaintiff*

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

MOHARRAM JAFARIAN,

Plaintiff,

vs.

CASH CALL INC.; EQUIFAX  
INFORMATION SERVICES, LLC;  
EXPERIAN INFORMATION SOLUTIONS,  
INC.; PROFESSIONAL CREDIT SERVICES,  
INC.; SUN LOAN CO.; and TRANS UNION,  
LLC,

Defendants.

Case No.: 2:17-cv-03132-APG-CWH

**~~[PROPOSED]~~ STIPULATED DISCOVERY  
PLAN AND SCHEDULING ORDER**

///

**SUBMITTED IN COMPLIANCE WITH LR 26-1(b)**

Plaintiff MOHARRAM JAFARIAN (“Plaintiff”) and Defendants <sup>1</sup> EXPERIAN INFORMATION SOLUTIONS, INC. (“Experian”); and TRANS UNION LLC (“Trans Union”) (collectively, the “Parties”), by and through their counsel of record, hereby submit their stipulated Discovery Plan and Scheduling Order pursuant to Federal Rule of Civil Procedure 16 and 26, as well as LR II 16-1 and 26-1. It is hereby requested that the Court enter the following discovery plan and scheduling order:

**1. Discovery Plan:**

Discovery Cut-Off	<b>7/23/2018</b> (180 days from the date Experian filed its Answer, 1/23/2018)
Deadline to Amend Pleadings	<b>4/24/2018</b> (90 days prior to the close of discovery)
Deadline to Disclose Initial Expert Disclosures	<b>5/24/2018</b> (60 days prior to the close of discovery)
Deadline to Disclose Rebuttal Expert Disclosures	<b>6/25/2018</b> (30 days after the Initial Disclosure of Experts)
Deadline to File Dispositive Motions	<b>8/23/2018</b> (30 days after the close of discovery)

**2. Interim Status Report:** The parties shall file the interim status report required by LR 26-3 no later than **5/24/2018** or sixty-one (60) days prior to the close of discovery.

**3. Pre-Trial Order:** The parties shall file a joint pretrial order no later than **9/24/2018** or thirty (30) days after the date set for filing dispositive motions. In the event that parties file

---

<sup>1</sup> Plaintiff has settled his claims against Equifax Information Services, LLC; Cash Call Inc.; Professional Credit Services, Inc., and Sun Loan Co.  
[Proposed] Stipulated Discovery Plan and Scheduling Order - 2

dispositive motions, the date for filing the joint pretrial order shall be suspended until thirty (30) days after decision on the dispositive motions or further order of the Court. The disclosure required by Federal Rule of Civil Procedure 26(a)(3) and objections thereto shall be made in the pre-trial order.

**4. Initial Disclosures:** The parties shall serve initial disclosures on or before **3/15/2018**. Any party seeking damages shall comply Federal Rules of Civil Procedure 26(a)(1)(A)(iii).

**5. Extension of Discovery Deadline:** Requests to extend the discovery shall comply fully with LR 26-4. Applications to extend any date set by the discovery plan, scheduling order, or other order must, in addition to satisfying the requirements of LR IA 6-1, be supported by a showing of good cause for the extension.

The motion or stipulation shall include:

- a. A statement specifying the discovery completed by the parties as of the date of the motion or stipulation;
- b. A specific description of the discovery which remains to be completed;
- c. The reasons why such remaining discovery was not completed within the time limit of the existing discovery deadline; and,
- d. A proposed schedule for the completion of all remaining discovery.

It is not good cause for a later request to extend discovery that the parties informally postponed discovery. Any stipulation that would interfere with any time set for completion of discovery, for hearing of a motion, or for trial, may be made only with approval of the Court.

///

1           **6.       Electronically Stored Information (“ESI”):**

2           The Parties stipulate and agree that all discoverable documents will be produced on CD-  
 3 ROM in Portable Document Format (“PDF”) with optical text recognition (electronically  
 4 searchable text) as reasonably practicable. The Parties further agreed that the “parent-child  
 5 relationships” between documents will be preserved when documents are produced (*e.g.*, e-mails  
 6 and their attachments will be produced together with consecutive bates numbers) as reasonably  
 7 practicable.  
 8

9           While the Parties agree at this time that it is not necessary to produce the metadata for  
 10 electronic documents, the Parties reserve their respective rights to request such information should  
 11 any Party deem it necessary. This agreement determines only the format in which the Parties  
 12 produce documents; it does not affect any other right of any Party.  
 13

14           **7.       LR II 26-1(b) CERTIFICATIONS:** The parties certify that they considered  
 15 consenting to trial by a magistrate judge and use of the Short Trial Program. The parties further  
 16 certify that they met and conferred about the possibility of using alternative dispute resolution  
 17 processes including, mediation, arbitration, and early neutral evaluation.  
 18

19           **8.       Electronic Service.** The Parties agree to accept electronic service of discovery  
 20 requests and responses pursuant to Federal Rule of Civil Procedure 5(b)(2)(E). To the extent  
 21 discovery requests are served on a Saturday, Sunday, or legal holiday, service will be deemed  
 22 effective on the next day that is not a Saturday, Sunday, or legal holiday. The parties discussed  
 23 whether they intend to present evidence in electronic format to jurors for the purpose of jury  
 24 deliberations and agreed that should discovery be provided in an electronic format at trial, it will  
 25 be compatible with the court’s electronic jury evidence display system pursuant to LR II 26-  
 26 1(b)(9).  
 27  
 28

**9. Protective Orders.** Any party may seek to enter into a stipulated protective order pursuant to Federal Rule of Civil Procedure 26(c) prior to producing any confidential documents in its possession. A proposed stipulated protective order has been circulated by Plaintiff, has been agreed to by the parties, and will be filed shortly after filing of this proposed discovery plan.

**IT IS SO STIPULATED.**

Dated March 16, 2018

<p><b>KNEPPER &amp; CLARK LLC</b></p> <p><u>/s/ Miles N. Clark</u></p> <p>Matthew I. Knepper, Esq. Nevada Bar No. 12796 Miles N. Clark, Esq. Nevada Bar No. 13848 10040 W. Cheyenne Ave., Suite 170-109 Las Vegas, NV 89129 matthew.knepper@knepperclark.com miles.clark@knepperclark.com</p> <p>David H. Krieger, Esq. Nevada Bar No. 9086 <b>HAINES &amp; KRIEGER, LLC</b> 8985 S. Eastern Avenue, Suite 350 Henderson, NV 89123 dkrieger@hainesandkrieger.com</p> <p><i>Counsel for Plaintiff</i></p>	<p><b>NAYLOR &amp; BRASTER</b></p> <p><u>/s/ Andrew J. Sharples</u></p> <p>Jennifer L. Braster, Esq. Nevada Bar No. 9982 Andrew J. Sharples, Esq. Nevada Bar No. 12866 1050 Indigo Drive, Suite 200 Las Vegas, NV 89145 Email: jbraster@nblawnv.com Email: assharples@nblawnv.com</p> <p><i>Counsel for Defendant Experian Information Solutions, Inc.</i></p>
<p><b>LEWIS BRISBOIS BISGAARD &amp; SMITH LLP</b></p> <p><u>/s/ Jason Revzin</u></p> <p>Jason Revzin, Esq. Nevada Bar No. 8629 6385 S. Rainbow Blvd., Suite 600 Las Vegas, NV 89118 Email: jason.revzin@lewisbrisbois.com</p> <p><i>Counsel for Defendant Trans Union LLC</i></p>	

*Jafarian v. Cashcall Inc. et al*  
*2:17-cv-03132-APG-CWH*

**SCHEDULING ORDER**

The above-set stipulated Discovery Plan of the parties shall be the Scheduling Order for this action pursuant to Federal Rule of Civil Procedure 16(b) and Local Rule 16-1.

IT IS SO ORDERED

  
\_\_\_\_\_  
United States Magistrate Judge

Dated: March 19, 2018